



GARY E. JOHNSON
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT
Hazardous and Radioactive Materials Bureau
Harold Runnels Building
2044 A Galisteo, P.O. Box 26110
Santa Fe, New Mexico 87502-6110
Telephone (505) 827-1567
Fax (505) 827-1544



PETER MAGGIORE
SECRETARY

PAUL R. RITZMA
DEPUTY SECRETARY

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

July 3, 2000

Albuquerque Publishing Company
Legal Department
Attention: Samantha Weiss
P.O. Drawer J-T
Albuquerque, New Mexico 87103

Dear Ms. Weiss:

Please publish the enclosed **Public Notice # 00-09** in your **Tuesday July 11, 2000** Newspaper:

Please return a copy of the notice as published with a certificate of date published. Address the bill to:

Ms. Cindy Abeyta
New Mexico Environment Department
Hazardous and Radioactive Materials Bureau
2044-A Galisteo Street
Santa Fe, New Mexico, 87505

Thank you for your assistance. If you have any questions, please contact Mr. Dave Cobrain of my staff at (505) 827-1561 x 1073.

Sincerely,

John Kieling, Manager
Permits Management Program
Hazardous and Radioactive Materials Bureau

Enclosure

Tracking: Red File, 2000

RED GRCC/2000



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PUBLIC NOTICE # 00-09
NEW MEXICO ENVIRONMENT DEPARTMENT
HAZARDOUS AND RADIOACTIVE MATERIALS BUREAU
Santa Fe, New Mexico 87502

July 11, 2000

NOTICE OF INTENT TO ISSUE A POST-CLOSURE CARE PERMIT FOR A LAND TREATMENT UNIT

The State of New Mexico is authorized to operate a hazardous waste management program in lieu of the Federal program for the Resource Conservation and Recovery Act (RCRA) in effect prior to the enactment of the Hazardous and Solid Waste Amendments of 1984 (HSWA). The HSWA impose additional requirements on hazardous waste management facilities. The State of New Mexico received additional authorization for the requirements of HSWA effective January 2, 1996.

Under authority of the New Mexico Hazardous Waste Act NMSA 1978 §74-4-1 *et. seq.* (Repl.Pamp. 1993) as amended, 1989, and the New Mexico Hazardous Waste Management Regulations (20 NMAC 4.1, Effective November 30, 1995), the New Mexico Environment Department (NMED) can issue, renew, revoke, suspend or deny, Operating Permits. The NMED received a Permit renewal application submitted by **Giant Refining Company, EPA I.D. Number NMD000333211**, for closure and post-closure care of a Subtitle C Land Treatment Unit.

The Administrative Record for this draft Permit consists of the Permit Application, draft Permit and a fact sheet.

The draft Permit may be reviewed at either of the following locations:

The New Mexico Environment Department
Hazardous and Radioactive Materials Bureau
2044-A Galisteo Street
Santa Fe, New Mexico 87505
Monday through Friday from
8:00 AM to 5:00 PM.

Octavia Fellin Public Library
115 West Hill Avenue
Gallup, New Mexico 87301
Monday through Thursday from
9:00 AM to 8:00 PM, Friday and
Saturday from 10:00 AM to 6:00 PM.

To obtain a copy of the draft Permit or any part thereof, at 35 cents per page, please contact Mr. Dave Cobrain at the above Santa Fe address or call (505) 827-1561 extension 1073.

GIANT REFINING COMPANY, PUBLIC NOTICE # 00-09

Page 2 of 2

July 11, 2000

Any person who wishes to comment on the draft Permit or to request a public hearing should submit written comments and requests, along with the commentor's name and address, to the Santa Fe address listed above. Requests for a public hearing shall state the nature of the issues proposed to be raised in the hearing and the name and address of the commentor. The public comment period has been extended so that all comments and/or requests received on or before **August 1, 2000** will be considered. The NMED will provide a thirty (30) day notice of a public hearing, if scheduled.

The NMED must ensure that the approved draft Permit is consistent with the New Mexico Hazardous Waste Management Regulations for Permits. All written comments submitted on the draft Permit will be considered in formulating a final decision and may cause the draft Permit to be modified. The NMED will notify Giant Refining Company, and each person who submitted a written comment during the public comment period of the final decision.

After consideration of all written public comments received, the NMED will issue, or modify and issue the Land Treatment Unit Post-closure Care Permit. If the NMED modifies and issues the Permit, Giant Refining Company shall be provided by mail a detailed written statement of reasons for the modification. A copy of the modified Permit will be mailed to Giant Refining Company.